



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Yoshiaki KOHAMA

Group Art Unit: 2881

Application No.: 10/695,756

Examiner: D. Vanore

Filed: October 30, 2003

Docket No.: 107322.02

For: ELECTRON BEAM APPARATUS, AND INSPECTION INSTRUMENT AND
INSPECTION PROCESS THEREOF

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the February 8, 2005 Office Action, Applicant requests reconsideration of this application. Claims 1-10 are pending.

Claims 1-10 stand rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-6 of parent U.S. Patent No. 6,677,587. Applicant files a Terminal Disclaimer herewith. The Terminal Disclaimer renders the rejection moot.

In view of the foregoing, Applicant respectfully submits that this application is in condition for allowance. Favorable reconsideration and prompt allowance are earnestly solicited.

Should the Examiner believe anything further would be desirable to place this application in even better condition for allowance, the Examiner is invited to contact Applicant's undersigned attorney at the telephone number listed below.

Respectfully submitted,

Mario A. Costantino
Registration No. 33,565

MAC/ccs

Attachment:

Terminal Disclaimer

Date: April 25, 2005

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